No. 79

MICHIGAN HOUSE OF REPRESENTATIVES

DAILY CALENDAR

TUESDAY, NOVEMBER 9, 1999 2:00 p.m.

REPORTS OF STANDING COMMITTEES

HR 117 Rep. Raczkowski

A resolution to create the Select Committee on Limiting the Importation of Waste into Michigan.

— 1 ——

(Reported by Committee on House Oversight and **Operations.**)

(For text of resolution, see House Journal No. 53, page 1379; laid over 1 day June 9.)

— 2 ——

HR 118 Rep. Raczkowski

A resolution to create the Select Committee on the Training and Development of Twenty-first Century

(Reported by Committee on House Oversight and **Operations.**)

(For text of resolution, see House Journal No. 53, page 1380; laid over 1 day June 9.)

SCR 8 Sen. Rogers

A concurrent resolution to memorialize the Congress of the United States to assure that quality and access to health care for veterans are maintained.

(Reported by Committee on Veterans Affairs.)

(For proposed House substitute (H-1), see Blue Book.)

(For text of resolution, see House Journal No. 50, page 1268; laid over 1 day October 26.)

HR 214 Rep. Ehardt

A resolution to memorialize the Congress of the United States to enact legislation permitting military retirees to receive disability compensation for service injuries without any reduction in retirement pay.

(Reported by Committee on Veterans Affairs.)

(For text of resolution, see House Journal No. 76, page 2155; laid over 1 day November 4.)

MESSAGES FROM THE SENATE

HB 4530 Rep. Green

Weapons; licensing; concealed weapon and pistol purchase permits; revise and require proof of firearms training before issuance of permit.

Amends title & secs. 1, 8, 12, 12a & 14 of 1927 PA 372 (MCL 28.421 et seq.); adds secs. 1a, 2a, 5, 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m & 5n & repeals secs. 3, 6, 9d & 12c of 1927 PA 372 (MCL 28.423 et seq.).

(Returned from Senate with substitute (S-1) and immediate effect; laid over 1 day June 1.)

(For House substitute (H-2), see Blue Book.)

(For Senate substitute (S-1), see Blue Book.)

— 6 **—** —

HB 4656 Rep. Julian

Criminal procedure; sentencing guidelines; infant protection act; include in sentencing guidelines.

Amends sec. 16d, ch. XVII of 1927 PA 175 (MCL 777.16d).

(Returned from Senate with substitute (S-1); laid over 1 day November 4.)

(I.E. House, June 17.)

(For House amendment, see House Journal No. 57, page 1582.)

(For Senate substitute (S-1), see Blue Book.)

THIRD READING

HB 4717 Rep. Bovin

Criminal procedure; probation; probation conditions to prohibit firearm purchase; permit.

Amends sec. 3, ch. XI of 1927 PA 175 (MCL 771.3).

(Reported by Committee on Criminal Law and **Corrections.**)

(Read a third time; postponed temporarily October

(For House amendment, see House Journal No. 67, page 1940.)

____ 8 _____

HB 4190 Rep. Cassis

Consumer credit; credit bureaus; individual access to 1 free credit report annually; provide for.

(Reported by Committee on Insurance and Financial Services.)

(For proposed House substitute $(H-1)^*$, see Blue Book.)

HB 4032 Rep. Sanborn

Income tax; property tax credit; calculation of credit; revise for senior citizens.

Amends sec. 522 of 1967 PA 281 (MCL 206.522).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-2), see Blue Book.)

_____ 10 _____

SB 178 Sen. McManus

Transportation; motor fuel tax; wholesale distributor of diesel motor fuel; require to pay taxes to the department of treasury at time of filing a report on all gallons tax exempt but not sold for tax exempt purposes during the reporting period.

Amends sec. 12 of 1927 PA 150 (MCL 207.112).

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-1), see Blue Book.)

(For Senate substitute (S-2), see Blue Book.)

HB 4022 Rep. Wojno

Single business tax; credit; credit for the purchase and installation costs for equipment to process recyclable materials; provide for.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39d.

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-3), see Blue Book.)

____ 12 _____

HB 4256 Rep. LaSata

Single business tax; credit; credit for the cost paid to purchase equipment to process recyclable materials; provide for

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39e.

(Reported by Committee on Tax Policy.)

(For proposed House substitute (H-3), see Blue Book.)

_____ 13 _____

HB 4373 Rep. Cassis

Property tax; personal property; buildings on leased land; assess as real property.

Amends secs. 2, 8, 14 & 34c of 1893 PA 206 (MCL 211.2 et seq.).

(Reported by Committee on Tax Policy.)

(For proposed House amendment, see House Journal No. 45, page 934.)

SECOND READING

____ 14 _____

HB 4541 Rep. Bovin

Criminal procedure; probation; probation conditions prohibiting purchase or possession of firearm; permit.

Amends sec. 3, ch. XI of 1927 PA 175 (MCL 771.3).

(Reported by Committee on Constitutional Law and Ethics.)

____ 15 _____

SB 519 Sen. Dunaskiss

Land use; condemnation; changes in amounts of certain good faith offers resubmitted to account for federal or state hazardous substance cost recovery actions; limit.

Amends sec. 5 of 1980 PA 87 (MCL 213.55).

(Reported by Committee on Local Government and Urban Policy.)

(For Senate substitute (S-1), see Blue Book.)

_____ 16 ______

HB 4705 Rep. DeWeese

Education; public school academies; cap on number of charter schools; revise.

Amends sec. 502 of 1976 PA 451 (MCL 380.502).

(Reported by Committee on Education.)

HB 4706 Rep. Lemmons

Education; public school academies; limit enrollment to certain types of pupils; allow.

Amends secs. 502 & 504 of 1976 PA 451 (MCL 380.502 & 380.504).

(Reported by Committee on Education.)

(For proposed House substitute (H-2), see Blue Book.)

____ 18 _____

HB 4707 Rep. Voorhees

Education; public school academies; enrollment priority for children of employees; allow.

Amends sec. 504 of 1976 PA 451 (MCL 380.504).

(Reported by Committee on Education.)

____ 19 _____

HB 4633 Rep. Kowall

Recreation; local parks; local recreation grants; make certain park authorities imposing restrictions on hunting or fishing ineligible for.

Amends sec. 71601 of 1994 PA 451 (MCL 324.71601).

(Reported by Committee on Conservation and Outdoor Recreation.)

(Rules suspended; discharged from the Committee on Conservation and Outdoor Recreation.)

____ 20 _____

HB 4769 Rep. Rick Johnson

Transportation; carriers; truck used exclusively to transport milk; allow same registration rate as wood harvesters.

Amends sec. 801 of 1949 PA 300 (MCL 257.801).

(Reported by Committee on Transportation.)

____ 21 _____

HB 4397 Rep. Switalski

Consumer protection; home solicitation sales; transaction validation requirements for telemarketers; establish.

Amends secs. 2 & 3 of 1971 PA 227 (MCL 445.112 & 445.113).

(Reported by Committee on Insurance and Financial Services.)

_____ 22 _____

SB 404 Sen. Shugars

Health facilities; emergency medical services; general amendments to part 209 of the public health code; provide

Amends secs. 20902, 20904, 20906, 20908, 20910, 20912, 20915, 20916, 20918, 20919, 20920, 20921, 20923, 20929, 20934, 20950, 20954, 20956, 20958, 20965, 20975 & 20977 of 1978 PA 368 (MCL 333.20902 et seq.).

(Reported by Committee on Health Policy.)

(For proposed House amendment, see House Journal No. 66, page 1919.)

(For Senate substitute (S-1), see Blue Book.)

____ 23 _____

HB 4085 Rep. Law

Occupations; individual licensing and regulation; respiratory therapists; provide for registration and title protection.

Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16338 & pt. 186.

(Reported by Committee on Health Policy.)

(For proposed House substitute (H-3), see Blue Book.)

____ 24 _____

SB 663 Sen. Bennett

Labor; collective bargaining; executives and public school administrators; exempt.

Amends sec. 1 of 1947 PA 336 (MCL 423.201).

(Reported by Committee on Employment Relations, Training and Safety.)

(For Senate substitute (S-3), see Blue Book.)

____ 25 _____

HB 4380 Rep. Rivet

Local government; special assessments; creation of certain special assessment districts; provide authority to townships under certain circumstances.

Amends sec. 31 of 1947 PA 359 (MCL 42.31).

(Reported by Committee on Local Government and **Urban Policy.**)

____ 26 _____

HB 5008 Rep. Julian

Townships; other; 93-day imprisonment for local ordinance violation; authorize.

Amends secs. 1, 4 & 5 of 1945 PA 246 (MCL 41.181 et seq.).

(Reported by Committee on Local Government and **Urban Policy.)**

SECOND READING

— 27 ———

HB 5009 Rep. Jamnick

Villages; other; 93-day imprisonment for local ordinance violation; authorize.

Amends sec. 23 of 1909 PA 278 (MCL 78.23).

(Reported by Committee on Local Government and **Urban Policy.**)

____ 28 _____

HB **5010** Rep. Tabor

Villages; general law; 93-day imprisonment for local ordinance violation; authorize.

Amends sec. 4, ch. VI of 1895 PA 3 (MCL 66.4).

(Reported by Committee on Local Government and **Urban Policy.**)

____ 29 _____

HB 5016 Rep. Bishop

Cities; home rule; adoption by reference of certain statutes punishable by not more than 93-day imprisonment; authorize.

Amends sec. 3 of 1909 PA 279 (MCL 117.3).

(Reported by Committee on Local Government and **Urban Policy.**)

SB 205 Sen. Gougeon

Land use; farmland and open space; preemption of local zoning and noise ordinances by right to farm act; provide

Amends sec. 4 of 1981 PA 93 (MCL 286.474).

(Reported by Committee on Agriculture and Resource **Management.**)

(For proposed House substitute (H-4), see Blue Book.) (For Senate substitute (S-3), see Blue Book.)

HB 4392 Rep. Cherry
Vehicles: 4 Vehicles; trucks; open bed or cargo area of a pickup truck; prohibit riding in except in certain instances.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 682b.

(Reported by Committee on Transportation.) (For proposed House substitute (H-2), see Blue Book.)

____ 32 _____

HB 4684 Rep. Faunce

Courts; witnesses; provision prohibiting certain spousal testimony; eliminate.

Amends sec. 2162 of 1961 PA 236 (MCL 600.2162) & repeals secs. 166 & 461 of 1931 PA 328 (MCL 750.166 & 750.461) & sec. 19 of 1952 PA 8 (MCL 780.169).

(Reported by Committee on Family and Civil Law.) (For proposed House substitute (H-2), see Blue Book.)

— 33 ———

SB 505 Sen. Hammerstrom

Human services; services or financial assistance; electronic benefits transfer for public assistance; exempt from state food stamp distribution act.

Amends sec. 1 of 1984 PA 387 (MCL 400.751).

(Reported by Committee on Family and Children Services.)

(For Senate substitute (S-1), see Blue Book.)

____ 34 _____

SB 506 Sen. Hammerstrom

Human services; food assistance; access device; define for use in electronic transfer of funds.

Amends secs. 57 & 60 of 1939 PA 280 (MCL 400.57 & 400.60).

(Reported by Committee on Family and Children Services.)

(For Senate substitute (S-4), see Blue Book.)

HB 4249 Rep. Schauer

Children; other; revenue from early childhood development programs specialty license plate; earmark for children's trust fund.

_____ 35 _____

Amends sec. 1 of 1982 PA 249 (MCL 21.171).

(Reported by Committee on Transportation.)

(For proposed House substitute (H-1), see Blue Book.)

— 36 ———

HB 5050 Rep. Garcia

Highways; signs; memorial highway marker signs; prohibit use of taxpayer funds.

(Reported by Committee on Transportation.) (For proposed House substitute (H-1), see Blue Book.)

____ 37 _____

SB 180 Sen. McManus

Natural resources; wildlife; application of money collected through sales of critical wildlife habitat plates to purchase of critical wildlife habitat; provide for.

Amends secs. 43902 & 43905 of 1994 PA 451 (MCL 324.43902 & 324.43905).

(Reported by Committee on Transportation.) (For Senate substitute (S-2), see Blue Book.)

____ 38 _____

SB 770 Sen. McManus

Vehicles; license plates; critical wildlife habitat specialty plate; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811n.

(Reported by Committee on Transportation.) (For Senate substitute (S-2), see Blue Book.)

39

SB 827 Sen. Hammerstrom

Vehicles; license plates; specialty plate for children's trusts; provide for.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811j.

(Reported by Committee on Transportation.)

(For proposed House amendments, see House Journal No. 76, page 2160.)

SB 828 Sen. Rogers

Vehicles; license plates; specialty plate for Michigan veterans memorial; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811m.

(Reported by Committee on Transportation.)

SECOND READING

SB 829 Sen. Hammerstrom

Children; other; revenue from children's trust fund specialty license plate; earmark for children's trust fund.

Amends sec. 1 of 1982 PA 249 (MCL 21.171).

(Reported by Committee on Transportation.)

____ 42 _____

HB 4592 Rep. Julian

Criminal procedure; self-incrimination; use immunity to witness; require in fire investigations.

Amends sec. 7 of 1941 PA 207 (MCL 29.7).

(Reported by Committee on Criminal Law and Corrections.)

(For proposed House amendments, see House Journal No. 77, page 2184.)

____ 43 ____

SB 468 Sen. Rogers

Criminal procedure; self-incrimination; grant of use immunity to witness; permit in criminal and juvenile proceedings and certain administrative investigations and proceedings.

Amends title & secs. 1, 2 & 3 of 1968 PA 289 (MCL 780.701 et seq.) & adds sec. 2a.

(Reported by Committee on Criminal Law and Corrections.)

(For proposed House amendments, see House Journal No. 77, page 2184.)

SB 469 Sen. Rogers

Criminal procedure; self-incrimination; grant of use immunity to witness; permit in grand jury proceedings.

Amends secs. 6 & 19b, ch. VII of 1927 PA 175 (MCL 767.6 & 767.19b).

(Reported by Committee on Criminal Law and Corrections.)

(For proposed House amendments, see House Journal No. 77, page 2185.)

SB 470 Sen. Johnson

Criminal procedure; self-incrimination; use immunity to witness; require in certain criminal proceedings.

Amends secs. 125, 157, 446, 453 & 461 of 1931 PA 328 (MCL 750.125 et seq.) & repeals sec. 334 of 1931 PA 328 (MCL 750.334).

(Reported by Committee on Criminal Law and Corrections.)

(For proposed House amendments, see House Journal No. 77, page 2185.)

SB 525 Sen. Bennett

Criminal procedure; sentencing; court to order individual convicted of crime relating to riot or unlawful assembly not to enter property of institution of higher education; allow.

Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 1g to ch. IX.

(Reported by Committee on Criminal Law and Corrections.)

(For proposed House substitute (H-2), see Blue Book.) (For Senate substitute (S-2), see Blue Book.)

SB 385 Sen. Bennett

Communications; mail; disclosure of certain personal information on mailing labels; prohibit.

(Reported by Committee on Local Government and Urban Policy.)

(For proposed House substitute (H-3), see Blue Book.) (For Senate amendment, see Senate Journal No. 43, page 690.)

48 -----

HB 5088 Rep. LaSata

Trade; tobacco; tobacco product manufacturer; require to place funds in escrow to assist in any medical expenses incurred by state due to tobacco related illnesses.

(Reported by Committee on Appropriations.)

(For proposed House substitute (H-1), see Blue Book.)

49 —

HB 4154 Rep. Bradstreet

Taxation; severance; distribution of oil and gas severance tax revenue; revise.

Amends sec. 14 of 1929 PA 48 (MCL 205.314).

(Reported by Committee on Conservation and Outdoor Recreation.)

(For proposed House substitute (H-1), see Blue Book.)

_____ 50 _____

HB 4155 Rep. Mead

Taxation; severance; distribution formula for severance tax; modify.

Amends sec. 14 of 1929 PA 48 (MCL 205.314).

(Reported by Committee on Conservation and Outdoor Recreation.)

(For proposed House substitute (H-1), see Blue Book.)

_____ 51 _____

HB 4651 Rep. Kukuk

Environmental protection; air pollution; implementation of regulations for emissions reduction of greenhouse gases; prohibit under certain circumstances.

Amends sec. 5501 of 1994 PA 451 (MCL 324.5501) & adds sec. 5503a.

(Reported by Committee on Conservation and Outdoor Recreation.)

(For proposed House substitute (H-2), see Blue Book.)

____ 52 _____

SB 462 Sen. Sikkema

Environmental protection; code; indicators of environmental health; require department of environmental quality to report annually.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 2521.

(Reported by Committee on Conservation and Outdoor Recreation.)

(For Senate substitute (S-1), see Blue Book.)

HB 4776 Rep. Julian 53

Veterans; other; speakers program; establish in the department of military and veterans affairs.

(Reported by Committee on Veterans Affairs.)

(For proposed House substitute (H-1), see Blue Book.)

SECOND READING

— 54 ———

HB 5053 Rep. Kowall

Natural resources; fishing; free fishing weekend during January or February; establish.

Amends sec. 43534 of 1994 PA 451 (MCL 324.43534).

(Reported by Committee on Great Lakes and Tourism.)

____ 55 _____

SB 198 Sen. Bennett

Labor; public service employment; certain residency requirements for state or local employees; prohibit.

(Reported by Committee on Employment Relations, Training and Safety.)

(For proposed House substitute (H-4), see Blue Book.) (For Senate substitute (S-1), see Blue Book.)

____ 56 _____

HB 4523 Rep. Richner

Campaign finance; statements and reports; failure of certain committees to file campaign finance reports; increase penalties and provide other general amendments.

Amends secs. 33 & 35 of 1976 PA 388 (MCL 169.233 & 169.235).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

___ 57 ____

HB 5054 Rep. Mortimer

Elections; other; Michigan election law; revise time period to forward names of convention nominees to secretary of state, establish conditions for changes in location of polling places, and make other technical changes.

Amends secs. 2, 42, 73, 74, 283, 284, 393, 394, 544b, 662, 686, 686a, 759a & 879 of 1954 PA 116 (MCL 168.2 et seq.); adds sec. 30 & repeals sec. 530 of 1954 PA 116 (MCL 168.530).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-1), see Blue Book.)

____ 58 _____

HB 5055 Rep. Shulman

Elections; candidates; affidavit when filing as candidate and certificate of determination after election; require that all reports are filed and fees and fines are paid as required under campaign finance act.

Amends secs. 558, 826, 841 & 933 of 1954 PA 116 (MCL 168.558 et seq.).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

____ 59 _____

HB 5056 Rep. Gilbert

Contributions and expenditures; secretary of state to establish a website for disclosure purposes; require, and increase penalties for failure to report.

Amends secs. 16 & 32 of 1976 PA 388 (MCL 169.216 & 169.232).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-1), see Blue Book.)

— 60 ——

HB 5057 Rep. Woronchak

Campaign finance; campaign practices; procedures for review process of certain campaign practices; establish and increase penalties for late filing of finance reports.

Amends secs. 15, 16, 33, 34 & 35 of 1976 PA 388 (MCL 169.215 et seq.).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-1), see Blue Book.)

6

HB 5058 Rep. Patterson

Campaign finance; campaign practices; penalties for individuals who knowingly submit a false complaint alleging a violation of campaign finance law; provide for.

Amends sec. 15 of 1976 PA 388 (MCL 169.215).

(Reported by Committee on Constitutional Law and Ethics.)

____ 62 _____

HB 5060 Rep. Green

Elections; candidates; Michigan election law; revise candidate petition-gathering and filing requirements.

Amends secs. 53, 71, 161, 163, 191, 193, 224, 254, 281, 322, 342, 349, 391, 404, 409, 409b, 409l, 411, 413, 424, 424a, 426b, 426d, 431, 433, 444, 467, 467b, 467m, 544c, 544d, 624, 644f, 667, 685 & 795 of 1954 PA 116 (MCL 168.53 et seq.); adds sec. 544f & repeals sec. 222 of 1954 PA 116 (MCL 168.222).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

____ 63 _____

HB 5061 Rep. Mortimer

Elections; initiative and referendum; general amendments concerning petitions; provide for.

Amends secs. 471, 472a, 474a, 475, 476, 477, 544c, 552, 961 & 961a of 1954 PA 116 (MCL 168.471 et seq.) & adds secs. 9a & 473b.

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-3), see Blue Book.)

SECOND READING

____ 64 _____

HB 5064 Rep. Bishop

Elections; ballots; uniform signature validity standards for candidate and ballot question petitions; establish.

Amends secs. 31, 476, 552, 961a & 963 of 1954 PA 116 (MCL 168.31 et seq.).

(Reported by Committee on Constitutional Law and Ethics.)

(For proposed House substitute (H-2), see Blue Book.)

STANDING COMMITTEE MEETINGS

Appropriations -

Subcommittee on Community Health - Tuesday, November 9, 9:00 a.m., Room 402, Capitol Building

Subcommittee on Family Independence Agency - Tuesday, November 9, 10:00 a.m., Room 351, Capitol Building

Subcommittee on Joint Capital Outlay - Wednesday, November 10, 8:45 a.m., Room 351, Capitol Building

Subcommittee on Natural Resources and Environmental Quality - Wednesday, November 10, 8:30 a.m., Room 351, Capitol Building

Criminal Law and Corrections - Tuesday, November 9, 10:30 a.m., Room 327, House Office Building

Economic Development - Tuesday, November 9, 9:00 a.m., Room 326, House Office Building

Education - Tuesday, November 9, 10:30 a.m., Room 307, House Office Building

Local Government and Urban Policy - Tuesday, November 9, 3:00 p.m. or after committees are given leave by the House to meet, whichever time is later, Room 428, Capitol Building

		BILLS IN CONFERENCE Conferees		Report Agreed to	
Bill No.	Brief Title	House	Senate	House	Senate
SB 463	Construction code; building standards	DeRossett Rocca Frank	McCotter Stille Dingell		